

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 05 1992 NEW PRIORITY DATE: AUG 20 2008
Returned to applicant for correction JAN 12 1993
Corrected application filed _____ Map filed JAN 12 1993

The applicant Minel, Inc.
309 Washington SE of Albuquerque
Street and No. or P.O. Box No. City or Town
New Mexico 87108
State and Zip Code No. hereby make^S application for permission to change the
Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit No. 25524 cert 8666
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is Underground Sources
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 6.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Mining, Milling and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, T.14N., R.67E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M., whence the Northeast Corner of said Section 21 bears N. 13 $^{\circ}$ 58' 59"
distance to a section corner. If on unsurveyed land, it should be stated.
E., 1,744.05 feet distant.
6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, T.14N.,
If point of diversion is not changed, do not answer.
R.67E., M.D.B.&M., whence the Southeast Corner of said Section 16 bears S. 86 $^{\circ}$
47' 00" E., 1,149.82 feet distant.
7. Proposed place of use the NW $\frac{1}{4}$ of Section 14; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16; NE $\frac{1}{4}$ of Section 21;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
and NW $\frac{1}{4}$ of Section 22; All in T.14N., R.67E., M.D.B.&M.
8. Existing place of use the NW $\frac{1}{4}$ of Section 14; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16; and NW $\frac{1}{4}$ of
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 22; All in T.14N., R.67E., M.D.B.&M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well, pump and motor, pipeline and
State manner in which water is to be diverted, i.e. diversion structure,
etc.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$15,000
13. Estimated time required to construct works three years

14. Estimated time required to complete the application of water to beneficial use five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By s/Richard W. Forman
Richard W. Forman Agent
 P.O. Box 150
 Ely, Nevada 89301

Compared bc/bc jr/bk

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 25524, Certificate 8666 is issued subject to the terms and conditions imposed in said Permit 25524, Certificate 8666 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.
 (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed 98.55 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 12, 1999

Proof of completion of work shall be filed before April 12, 1999

Application of water to beneficial use shall be made on or before March 12, 2001

Proof of the application of water to beneficial use shall be filed on or before April 12, 2001

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAY 01 2000

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 12th day of March,

A.D. 19 99

[Signature]
 State Engineer

CANCELLED JUN 23 2008 BECAUSE OF
 FAILURE OF APPLICANT TO COMPLY WITH THE
 PROVISIONS OF PERMIT

[Signature] STATE ENGINEER
 Can. Rescinded 10-17-2008
 (O)-1108 (Rev. 6-81)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Any well drilled under Permit 25524, Certificate 8666 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.